

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Richard James Lewis, et al.      **Examiner:** Maury A. Audet  
**Serial No:** 10/537,704      **Art Unit:** 1654  
**Filed:** December 12, 2005      **Docket:** 16095  
**For:** NOVEL  $\chi$ -CONOTOXIN PEPTIDES (-I)      **Dated:** May 19, 2010  
**Confirmation No:** 6539

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

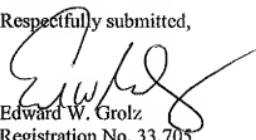
## TERMINAL DISCLAIMER

Sir:

Xenome Ltd., having a current principal place of business at 120 Meirs Road, Indooroopilly, Queensland, Australia 4068, and the owner of the entire right, title and interest in the above-identified application, as evidenced by Assignment recorded at Reel 017099, Frame 0299 from the inventors to Xenome Ltd., and by an Assignment recorded at Reel 017679, Frame 0827 for a change of address, hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154-156 and 173 of the commonly assigned U.S. Patent No. 7,507,717, and hereby agrees that any patent so granted on the above-identified application or any patent subject to the reexamination proceeding shall be enforceable only for and during such period that said patent is commonly owned with U.S. Patent No. 7,507,717, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

The fee in the amount of \$70.00 associated with the filing of a terminal disclaimer was previously paid on January 29, 2010. The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 19-1013/SSMP.

Respectfully submitted,



Edward W. Grolz  
Registration No. 33,705

SCULLY, SCOTT, MURPHY & PRESSER, P. C.  
400 Garden City Plaza-STE 300  
Garden City, New York 11530  
(516) 742-4343  
XZ/EWG:ab